

Senate Study Bill 3044

SENATE/HOUSE FILE _____
BY (PROPOSED GOVERNOR'S
BUDGET BILL)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to and making appropriations to the judicial
2 branch.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 5183XG 81
5 jm/sh/8

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1 1 JUDICIAL BRANCH
1 2 Section 1. JUDICIAL BRANCH. There is appropriated from
1 3 the general fund of the state to the judicial branch for the
1 4 fiscal year beginning July 1, 2006, and ending June 30, 2007,
1 5 the following amounts, or so much thereof as is necessary, to
1 6 be used for the purposes designated:
1 7 For salaries of supreme court justices, appellate court
1 8 judges, district court judges, district associate judges,
1 9 judicial magistrates and staff, state court administrator,
1 10 clerk of the supreme court, district court administrators,
1 11 clerks of the district court, juvenile court officers, board
1 12 of law examiners and board of examiners of shorthand reporters
1 13 and judicial qualifications commission, receipt and
1 14 disbursement of child support payments, reimbursement of the
1 15 auditor of state for expenses incurred in completing audits of
1 16 the offices of the clerks of the district court during the
1 17 fiscal year beginning July 1, 2006, and maintenance,
1 18 equipment, and miscellaneous purposes:
1 19 \$124,900,133
1 20 1. The judicial branch, except for purposes of internal
1 21 processing, shall use the current state budget system, the
1 22 state payroll system, and the Iowa finance and accounting
1 23 system in administration of programs and payments for
1 24 services, and shall not duplicate the state payroll,
1 25 accounting, and budgeting systems.
1 26 2. The judicial branch shall submit monthly financial
1 27 statements to the legislative services agency and the
1 28 department of management containing all appropriated accounts
1 29 in the same manner as provided in the monthly financial status
1 30 reports and personal services usage reports of the department
1 31 of administrative services. The monthly financial statements
1 32 shall include a comparison of the dollars and percentage spent
1 33 of budgeted versus actual revenues and expenditures on a
1 34 cumulative basis for full-time equivalent positions and
1 35 dollars.
2 1 3. The judicial branch shall focus efforts upon the
2 2 collection of delinquent fines, penalties, court costs, fees,
2 3 surcharges, or similar amounts.
2 4 4. It is the intent of the general assembly that the
2 5 offices of the clerks of the district court operate in all 99
2 6 counties and be accessible to the public as much as is
2 7 reasonably possible in order to address the relative needs of
2 8 the citizens of each county.
2 9 5. The judicial branch shall study the best practices and
2 10 efficiencies of each judicial district. In identifying the
2 11 most efficient judicial districts and the districts using best
2 12 practices, the judicial branch shall consider the average cost
2 13 to the judicial branch for processing each classification of
2 14 criminal offense or civil action and the overall number of
2 15 cases filed. The judicial branch shall file a report
2 16 regarding the study made and actions taken pursuant to this
2 17 subsection with the co chairpersons and ranking members of the

2 18 joint appropriations subcommittee on the justice system and to
2 19 the legislative services agency by December 15, 2006.

2 20 6. In addition to the requirements for transfers under
2 21 section 8.39, the judicial branch shall not change the
2 22 appropriations from the amounts appropriated to the judicial
2 23 branch in this Act, unless notice of the revisions is given
2 24 prior to their effective date to the legislative services
2 25 agency. The notice shall include information on the branch's
2 26 rationale for making the changes and details concerning the
2 27 workload and performance measures upon which the changes are
2 28 based.

2 29 7. The judicial branch shall submit a semiannual update to
2 30 the legislative services agency specifying the amounts of
2 31 fines, surcharges, and court costs collected using the Iowa
2 32 court information system since the last report. The judicial
2 33 branch shall continue to facilitate the sharing of vital
2 34 sentencing and other information with other state departments
2 35 and governmental agencies involved in the criminal justice
3 1 system through the Iowa court information system.

3 2 8. The judicial branch shall provide a report to the
3 3 general assembly by January 1, 2007, concerning the amounts
3 4 received and expended from the enhanced court collections fund
3 5 created in section 602.1304 and the court technology and
3 6 modernization fund created in section 602.8108, subsection 7,
3 7 during the fiscal year beginning July 1, 2005, and ending June
3 8 30, 2006, and the plans for expenditures from each fund during
3 9 the fiscal year beginning July 1, 2006, and ending June 30,
3 10 2007. A copy of the report shall be provided to the
3 11 legislative services agency.

3 12 Sec. 2. JUDICIAL RETIREMENT FUND. There is appropriated
3 13 from the general fund of the state to the judicial retirement
3 14 fund for the fiscal year beginning July 1, 2006, and ending
3 15 June 30, 2007, the following amount, or so much thereof as is
3 16 necessary, to be used for the purpose designated:

3 17 Notwithstanding section 602.9104, for the state's
3 18 contribution to the judicial retirement fund in the amount of
3 19 23.7 percent of the basic salaries of the judges covered under
3 20 chapter 602, article 9:

3 21 \$ 5,275,601

3 22 Sec. 3. APPOINTMENT OF CLERK OF COURT. The appointment of
3 23 a clerk of the district court shall not occur unless the state
3 24 court administrator approves the appointment.

3 25 Sec. 4. POSTING OF REPORTS IN ELECTRONIC FORMAT ==
3 26 LEGISLATIVE SERVICES AGENCY. All reports or copies of reports
3 27 required to be provided by the judicial branch for fiscal year
3 28 2006=2007 to the legislative services agency shall be provided
3 29 in an electronic format. The legislative services agency
3 30 shall post the reports on its internet site and shall notify
3 31 by electronic means all the members of the joint
3 32 appropriations subcommittee on the justice system when a
3 33 report is posted. Upon request, copies of the reports may be
3 34 mailed to members of the joint appropriations subcommittee on
3 35 the justice system.

4 1 EXPLANATION

4 2 This bill makes appropriations for FY 2006=2007 to the
4 3 judicial branch.

4 4 The bill provides that the appointment of a clerk of the
4 5 district court shall not occur unless the state court
4 6 administrator approves such an appointment.

4 7 LSB 5183XG 81

4 8 jm:mg/sh/8.1